

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON**

SYBILLA RANDOLPH, individually and on  
behalf of all other similarly situated  
individuals,

Plaintiff,

v.

CENTENE MANAGEMENT COMPANY,  
LLC,

Defendant.

Case No. 3:14-cv-05730-BHS

**JOINT MOTION TO MODIFY  
SCHEDULING ORDER**

Hearing Date: September 17, 2015

Plaintiff Sybilla Randolph (“Plaintiff”) and Defendant Centene Management Company, LLC (“Defendant”), by and through their respective undersigned counsel, hereby jointly file this Joint Motion to Modify Scheduling Order (“Joint Motion”) to extend the deadline for Plaintiff’s anticipated Rule 23 class certification motion until after the Court issues its decision on Plaintiff’s pending Motion for Leave to Amend the Complaint, (Dkt. No. 91). In support of this Joint Motion, the parties submit and stipulate to the following:

1. Plaintiff, on her own behalf and on behalf of the putative members of the proposed FLSA collective action and Rule 23 class, filed her Complaint, alleging violations of the Fair Labor Standards Act (“FLSA”) and Washington state wage and hour law, on September 12, 2014. (Dkt. No. 1.)

2. On May 26, 2015, the Court modified the scheduling order as requested by the parties to extend the deadline for amending the complaint to 30 days after the end of the FLSA opt-in period. (Dkt. No. 55.) It also extended the motion deadline for Plaintiff’s motion for

1 Rule 23 state law class certification, ordering the parties to meet and confer about the deadline  
2 but requiring Plaintiff to file her motion no later than 60 days after the close of the FLSA opt-in  
3 period. (*Id.*)

4 3. The FLSA opt-in period ended on July 31, 2015. Plaintiff sought Defendant's  
5 agreement to her amendments adding Rule 23 state law claims and class representatives, but  
6 Defendant did not agree. (Dkt. No. 91.) Therefore, on August 31, 2015, Plaintiff filed her  
7 Motion for Leave to Amend the Complaint, seeking to add state law claims for California,  
8 Ohio, Missouri, and Illinois and related Rule 23 state law classes for each of the same states.  
9 (*Id.*) Plaintiff's motion is currently pending before the Court.

10 4. On September 10, 2015, the parties met and conferred regarding the current  
11 deadline for Plaintiff to file her motion for Rule 23 class certification. Given Plaintiff's  
12 pending motion seeking leave to amend the complaint to add four additional state law classes  
13 and claims, the parties agreed that briefing of class certification should occur after the parties  
14 knew the final scope of the Rule 23 classes to maximize efficiency and conserve judicial  
15 resources.

16 5. LCR 16(b)(4) governs the modification of scheduling orders, and provides that  
17 the dates and schedule specified in the Court's scheduling order may be modified for good  
18 cause and with the Court's consent.

19 6. Based upon the above, the parties agree that good cause exists to extend the  
20 deadline for Plaintiff to move for Rule 23 class certification of state law classes to at least thirty  
21 (30) days after the Court issues its decision on Plaintiff's Motion for Leave to Amend the  
22 Complaint ("Motion to Amend"). The parties have also agreed that Defendant will be given  
23 thirty (30) days after the filing of Plaintiff's motion for Rule 23 class certification to file its  
24 opposition. To provide some predictability as to the deadlines, the parties have agreed on the  
25 following framework: (a) If the Court issues its ruling on the Motion to Amend on or before  
26 October 16, 2015, then Plaintiff's motion for Rule 23 class certification will be due on  
27 November 13, 2015; Defendant's opposition will be due on December 14, 2015; and Plaintiff's

1 reply will be due on December 28, 2015. (b) If the Court issues its ruling on the Motion to  
2 Amend after October 16, 2015, then the parties will meet and confer within seven (7) days after  
3 the Court issues its ruling to propose a modified schedule, which will follow the same  
4 timeframes. The requested extension will allow the parties to brief Rule 23 class certification  
5 only for relevant state law claims and will allow the Court to address only relevant class  
6 certification issues in an efficient and cost-effective manner.

7         7. The parties further agree that no party will suffer any harm or prejudice as a  
8 result of the requested extensions.

9         8. Pursuant to the above stipulation, the parties jointly move the Court to approve  
10 the extension of the deadline for filing Plaintiff's motion for Rule 23 class certification of any  
11 state law claims and Defendant's opposition thereto.

12         WHEREFORE, the parties respectfully request that the Court enter an Order:

13         1. Extending the deadline for the parties' briefing on Rule 23 class certification as  
14 follows: Plaintiff's motion for Rule 23 class certification will be due on November 13, 2015;  
15 Defendant's opposition will be due on December 14, 2015; and Plaintiff's reply will be due on  
16 December 28, 2015. If, however, the Court issues its ruling on the Motion to Amend after  
17 October 16, 2015, then the parties will meet and confer within seven (7) days after the Court  
18 issues its ruling to propose a modified schedule, which will follow the same timeframes.

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**Attorneys For Plaintiffs and the Similarly  
Situated**

**IT IS SO ORDERED:**

Dated: September 17, 2015

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United States District Judge